

EXPERT GROUP
**POLICE UNDER
CONTROL**

Expert group “Police under control” – platform of human rights organizations carrying out a comprehensive study of human rights in the activity of Law-Enforcement Agencies

Considering the current situation with human rights in Law-Enforcement sphere and the lack of strategic vision how do solve system problems, in 2016 was created the platform of experts – human rights activists, lawyers, sociologists, political scientists to study these issues and advocacy of changes in Law-Enforcement Agencies.

Founders:



Association of Ukrainian human rights monitors on Law Enforcement
(Association UMDPL);



Center of Policy and Legal Reform;



Expert Center for Human Rights.



Experts of our group are active members of the Law-Enforcement reform group of Reanimation Package of Reforms – the largest coalition of leading non-governmental organizations and experts who have pooled their efforts to facilitate and implements reforms in Ukraine.

More information and results of our work – *police-experts.info.*

MISSION

- Facilitating respect of human rights by the Law-Enforcement Agencies;
We measure effectiveness of Law-Enforcement Agencies for human rights observance in their duties on to protect and to serve society.
- Exploring institutional problems in the work of Law-Enforcement;
*Institutional problems in policing lead to violations of human rights. Solving such problems is the goal of complex reform which should be oriented on long term result.
Law enforcement agencies should be oriented on human needs and community, not on state bureaucracy.*
- Advocacy of particular changes on both legislative and enforcement level.

The mechanism of work on institutional problems:



explore institutional problems in law enforcement agencies work;



publication the reports of researches;



propose the ways to solve the problems (policy papers);



advocacy legislative changes and monitoring of their implementation.

Strategic goal of Expert group – guarantee public safety by facilitate the reform of Law-Enforcement Agencies for effectiveness of their activity without human rights violations

TO ACHIEVE STRATEGIC GOAL WE WORK ON SUCH PROJECTS:



facilitation the implementation a new system of evaluation the effectiveness of the police;



facilitation a new system of distribution the criminal proceedings on detectives in police, which would be effective, particularly by automating the processes;



converting criminal statistics into real tool for preventing and combating criminality for the guarantee public safety;



improve cooperation communities with police;



development mechanisms of civil control;



development and facilitation the implementation of an effective mechanism of safety during peaceful gatherings and guarantee the freedom of assembly;



implementation international standards of the protection of personally identifiable information in the police activity;



development mechanism and facilitation independence of the police officers on the ground from their chiefs; boost the status of the police officer and guarantee their professional activities.

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chief expert of the group
Doctor of Laws (Dr. Habil.), Expert in
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Lawyer, expert on criminal justice



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Human right defender, lawyer,
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Expert of Association UMDPL on
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Alex Postika
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NGO "Promo LEX", Moldova

Expert group regularly works on three levels:



1) sharing the expert view on the key event in police work among the broad audience; focus on respect of human rights; publications in media about Law-Enforcement reform; public discussions etc.



2) publications analytical articles and the roadmaps for reforms; participate in the elaboration of the draft on law and underlaw regulations; participate in police commissions; advocate changes in law enforcement agencies.



3) research on institutional problems in policing; publications of policy papers, analytical reports, and analytical memos.



We publish results of our researches:

Annually – scientific publications and reports based on our researches



Quarterly – analytical articles

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This publication is a translation of Chapter 1 of report "Human rights in the activity of the Ukrainian police – 2015" (in Ukrainian)
March, 2017
police-experts.info



Borys Malyshev, chief expert of the group
Doctor of Laws (Dr. Habilit.), Expert in Public Law and Human Rights

LEGAL REGULATION OF THE POLICE IN THE REFORM CONTEXT

The Law of Ukraine "On the National Police" (hereinafter – the Law) has been in force since November 2015. It establishes conditions, criteria and objectives of the most large-scale and significant law enforcement reform in the national legal system since the Ukrainian Independence.

General on Human Rights and Rule of Law was registered by national deputies in the Verkhovna Rada of Ukraine with the No. 4713 of 02.06.2016. The explanatory note clearly demonstrates problems of the Law that have to be fixed.

However, unfortunately, as of January 2017 the consideration of this draft law in the Verkhovna Rada of Ukraine is being delayed.

Hence, provision of the Law is a normative core of all reformative efforts. Nevertheless, it is not perfect and has to be improved and developed within

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Eugene Krapivin, lawyer, expert of the group
Lawyer, expert of Association UMDPL

ACCREDITATION* OF THE POLICE IN UKRAINE: OUTCOMES AND CONCLUSIONS

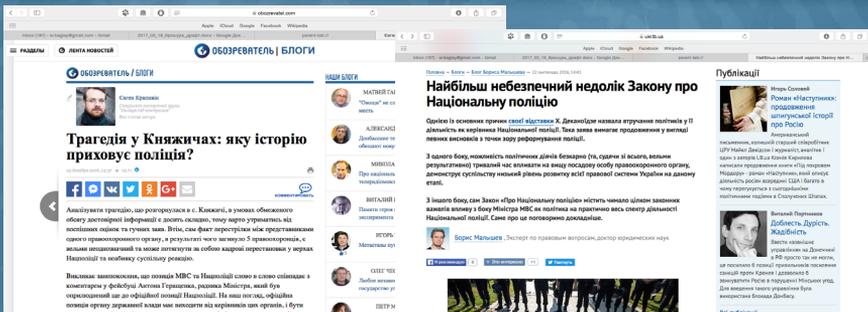
Introduction
Accreditation (reaccreditation) of the police – is a part of the most memorable reform of 2002-2003 in Ukraine. Accreditation procedure was even more famous than its results, which is why effectiveness of the accreditation remains uncertain.

The police assesses the accreditation not like the public activities, who participated in the accreditation process. Results reported by the police (20% of

Participation of the Expert group "Police under control" in the police accreditation
In our opinion, it is important to highlight participation of the Expert group "Police under control" in the police accreditation process.

First of all, representatives of the Expert group participated in the accreditation commissions in Kyiv, but they reviewed not only Kyiv city police region, but also head chiefs of

Weekly – comments on Ukrainian police and policing



OUR ACHIEVEMENTS*



The key achievements of the group — development draft of law «**About the police and police activity**» and adoption alternative Law of Ukraine «**On the National police**», which was developed with the participation of our experts. Also submission a number of amendments to legislation, which have developed and submitted jointly with MPs;



submitted amendments to **8** draft of laws;



4 draft of laws developed;



published **3** legal analysis on legislative initiative;



published **24** analytics;



main themes — Law-Enforcement reform, human rights in their activity, attestation of policemen, administrative-delict procedure, criminal justice



produced **3** scientific publications:



«Evaluation of Effectiveness of Police Work in Ukraine: form «sticks» to the new system (on pre-trial investigation example)»(2016)



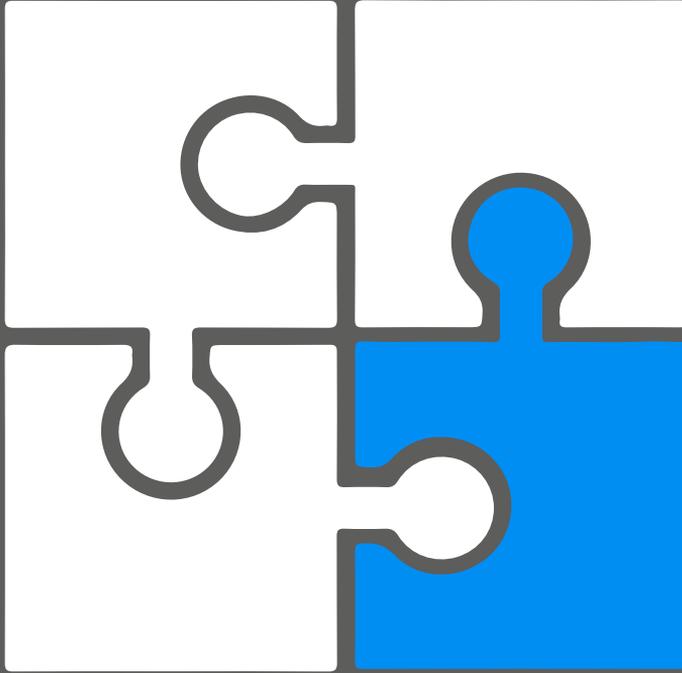
«Human rights in the activity of the Ukrainian police – 2015» (2016)



«Human rights in the activity of the Ukrainian police – 2016» (2017)

**on the first half of 2017*





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